

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF ALABAMA
MIDDLE DIVISION


NICO BENN,)	
)	
Petitioner,)	
vs.)	Case No. 4:04-cv-2173-VEH-TMP
)	4:04-cv-3390-VEH-TMP
)	(Consolidated)
JOHN ASHCROFT, Attorney General;)	
CRAIG ROBINSON, INS District)	
Director,)	
Respondents.)	

O R D E R

On May 11, 2005, the magistrate judge filed his report and recommendation in the above-styled cause, recommending that this petition for *habeas corpus* relief filed pursuant to 28 U.S.C. § 2241 be dismissed as moot. No objections have been filed.

Having now carefully reviewed and considered *de novo* all the materials in the court file, including the report and recommendation, the Court is of the opinion that the report is due to be and hereby is ADOPTED, and the recommendation is ACCEPTED. Consequently, the petition for writ of *habeas corpus* filed pursuant to 28 U.S.C. § 2241 in the above-styled cause is due to be and the same is hereby DISMISSED as MOOT.

DATED this 31st day of May, 2005.


VIRGINIA EMERSON HOPKINS
 United States District Judge